7/07/05 3:29:47 \$\$ BK 504 PG \$\infty\$ DESOTO COUNTY, MS W-E. DAVIS, CH CLERK

Current Borrower: Client Loan Number: B&H File Number: VA/FHA/PMI Number:

Quincy Woods 52279047 224601 2813072293703

FHA

Loan Type: Property Address:

7349 Dunbarton Drive, Horn Lake, MS 38637

Indexing Instructions:

SUBSTITUTE TRUSTEE'S DEED

Grantor: Cole D. Patton, Substitute Trustee

Grantee: COUNTRYWIDE HOME LOANS, INC.

WHEREAS, on February 13, 2004, Quincy Woods, a married man, and Anissa Woods, his wife, executed a deed of trust to CTC REAL ESTATE SERVICES, Trustee for the benefit of Countrywide Home Loans, Ins., which deed of trust is recorded in Deed of Trust Book 1927 at Page 346 in the office of the Chancery Clerk of Desoto, State of Mississippi; and

WHEREAS, the aforesaid, Countrywide Home Loans, Inc., the holder of said deed of trust and the note secured thereby, substitute Cole D. Patton, as Trustee therein, as authorized by the terms thereof, by instrument dated May 26, 2005, and recorded in the office of the aforesaid Chancery Clerk in Book 2228 at Page 38; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby, having been declared to be due and payable in accordance with the terms of said deed of trust, and the legal holder of said indebtedness, Countrywide Home Loans, Inc., having requested the undersigned Substitute Trustee to execute the trust and sell land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Substitute Trustee's fees and expense of sale;

WHEREAS, the undersigned Substitute Trustee, after posting and publication of the Notice of Sale as required by the terms of said deed of trust and laws of the State of Mississippi, within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.), on the July 7, 2005, at public outcry offered the hereinafter described property for sale at the East front door of the County Courthouse, in Hernando, at Desoto, County, State of Mississippi;

WHEREAS, the Proof of Publication, Affidavit of Posting and the Memorandum of Sale have been prepared and executed to verify all aforesaid events. Said items are attached as proof thereof;

BH # 224601/457

Defores

WHEREAS, at the time and place aforementioned, the undersigned received from the hereinafter named grantee a bid of \$108,995.68, which was the highest bid for cash for said land and property, and said bidder was then and there declared to be the purchaser thereof;

NOW, THEREFORE, in consideration of the aforesaid sum, cash in had paid, the receipt whereof is hereby acknowledged, the undersigned does hereby and convey unto COUNTRYWIDE HOME LOANS, INC. the following described real estate, together with all the improvements and appurtenances thereunto belonging, situated in the County of Desoto, State of Mississippi, to-wit:

LOT 218, SECTION E, KINGSTON ESTATES SUBDIVISION, IN SECTION 28, TOWNSHIP 1 SOUTH, RANGE 8 WEST, DESOTO COUNTY, MISSISSIPPI, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 51, PAGE 36, IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI.

Also known as 7349 Dunbarton Drive, Horn Lake, MS 38637

I hereby convey only such title as is vested in me as Substitute Trustee. WITNESS MY SIGNATURE, this, the 7thday of July, 2005.

Cole D Patton

SUBSTITUTE TRUSTEE

Butler & Hosch, P.A.

13800 Montfort Drive, Suite 155

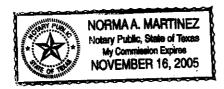
Dallas, Texas 75240

Telephone No.: (972) 233-2500

| STATE OF TEXAS |) | |
|------------------|---|----------------|
| COUNTY OF DALLAS |) | ACKNOWLEDGMENT |

PERSONALLY came and appeared before me, the undersigned authority in and for the county and state of aforesaid, Cole D. Patton, Substitute Trustee, who acknowledged to and before me that he executed the foregoing Substitute Trustee's Deed on the day and year therein mentioned, and for the purposes therein expressed.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this, the 7th day of July, 2005.



Notary Public

My Commission Expires:___

GRANTOR'S NAME, ADDRESS AND PHONE NUMBER:

Cole D. Patton

Butler & Hosch, P.A.

13800 Montfort Drive, Suite 155

Dallas, Texas 75240 (972) 283 - 2500

GRANTEE'S NAME, ADDRESS AND PHONE NUMBER (Send Tax Statements to this address): COUNTRYWIDE HOME LOANS, INC.

%Countrywide Home Loans, Inc.

6400 Legacy Drive

Plano, TX 72024 (972) 526-6311

THIS DOCUMENT PREPARED BY AND AFTER RECORDING PLEASE RETURN TO:

Rita R. Wilson

Butler & Hosch, P.A.

13800 Montfort Drive, Suite 155

Dallas, Texas 75240

Telephone No.:(972) 233-2500



PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times Today, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper ______ consecutive times, as follows, to-wit:

| nas been made in sai | d paper consecutive times, as follows, to-wit: |
|---|---|
| DODO IN INDISTRES | myss, as tollows, fo-Mill |
| NOTICE OF SALE WHEREAS, on February 13, 2004, | Volume No. //O on the //O day of can a 2005 |
| unicy Woods, a married man, | on the /C day of une 2005 |
| executed a deed of trust to CTC | Volume No |
| Trustee for the benefit of | day of the 2005 |
| Countrywide Home Loans, Ins., which deed of trust is recorded in | Volume No. // O on the 24 |
| Deed of Trust Book 1927 at Page 346 in the office of the Chancery | Volume No. 110 on the 24 day of, 2005 |
| Clerk of the County of Desoto | Volume No. // O on the day of 2005 |
| State of Mississippi; and WHEREAS, the aforesald. | 71 |
| Countrywide Home Loans, Inc., the holder of said deed of trust | Volume No on the day of |
| and the note secured thereby | on the day of, 2005 |
| substituted Cole D. Patton, as Trustee therain, as authorized by | 1/4 5 4 |
| the terms thereof, by instrument dated May 26, 2005 and recorded in the office of the | - Wane, MITh |
| recorded in the office of the | |
| aforesaid Chancery Clerk in Book 2228 at Page 38; and WHEREAS, default having been | |
| mage in the terms and conditions | |
| of said deed of trust and the entire debt secured thereby, | Sworn to and subscribed before me, this day of day of 2005 |
| Daving page declared to be due | day of 2005 |
| and payable in accordance with the terms of said deed of trust, | |
| and the legal holder of said indebtedness, Countrywide | Judy M. Douclas |
| Home Loans Inc. hoving | |
| requested the undersigned Substitute Trustee to execute the | NOTARY PUBLIC STATE OF MISSISSIA |
| trus and the bies the the term | NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE MY COMMISSION EXPIRES: JANUARY 16, 2009 |
| property in accordance with the terms of said deed of trust for the purpose of raising the sums due | BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED |
| mereunder, together with | O O |
| attorney's fees. Substitute Trustee's fees and expense of | |
| colo | |
| NOW, THEREFORE, I, Cole D. Patton, Substitute Trustee in said | A. Single first insertion of 406 words @ .12 \$ 48. 72 |
| Patron, Substitute Trustee in said deed of trust, will on July 7, 2005, offer for sale at public outcry for cash to the highest bidder, and sell within legal hours (being between the hours of | 3 words @ .12 \$ 48. 72 |
| outcry for cash to the highest bidder, and sell within legal hours | B. 3 subsequent insertions of 12/8 words @ .10 \$ 12/. 80 |
| (being between the hours of 11:00 A.M. and 4:00 P.M.) at the | C. Making proof of publication and deposing to same |
| East front door of the County | Also known as 7349 Dunbarton |
| Courthouse, in Hernando, at Desoto, County, State of | |
| | is vested in the as Substitute |
| County of Desoto, State of | Trustee. WITNESS MY SIGNATURE, this |
| described properly situated in the County of Describ, State of Mississippl, to-wit; LOT 216, SECTION E, KINGSTON FSTATES AN INTERPRETATION IN | the 2nd day of June, 2005. Cole D. Patton |
| SECTION 26 TOWNSHIP 1 | Substitute Trustee Butler & Hosch, P.A. |
| SOUTH, RANGE 8 WEST, | 13800 Montfort Drive, Suite 155 |
| MISSISSIPPI AS DED DIAT | Dalias, Texas 75240 Telephone No.:(972) 233-2500 |
| | PUBLISH: June 10, 2005; June 17, 2005; June 24, 2005 and July 01, |
| BOOK 51, PAGE 38, IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, | 2005. |
| MISSISSIPPL COUNTY, | |

Current Borrower:

QUINCY WOODS;

Client Loan Number: B&H File Number:

52279047 224601

VA/FHA/PMI Number:

2813072293703

Loan Type: Property Address:

FHA

7349 Dunbarton Drive, Horn Lake, MS 38637

Affidavit of Mortgagee

STATE OF COUNTY OF

TEXAS DALLAS

BEFORE ME, the undersigned authority on this day personally appeared Rita R. Wilson, who after being duly sworn,

- I am an employee of Butler & Hosch, P.A., attorney for Countrywide Home Loans, Inc., at the time of the events hereinafter set forth and make this affidavit for the purpose of declaring the incidents of statutory and contractual compliance of the entity or entities set out below.
- This affidavit is made with respect to the foreclosure of that certain Deed of Trust dated February 13, 2004, recorded in Volume, Page, Real Property Records, Desoto County, Mississippi, executed by Quincy Woods, a married man, and Anissa Woods, his wife, to CTC REAL ESTATE SERVICES, Trustee, to secure payment of a Note to Countrywide Home Loans, Ins.
- COUNTRYWIDE HOME LOANS, INC. is the holder of the indebtedness secured by the Deed of Trust.
- To the best of my knowledge and belief, proper notice was sent prior to acceleration of indebtedness. All obligations duties of the holder of the debt were performed in the manner required by law and all notices were served on the Debtor at the Debtor's last known address as shown by the records of the holder of the debt.
- To the best of my knowledge and belief, the mortgagors holding an interest in the above described property were not members of the Armed Forces of the United States of America and had not been members of any such entities for the last three (3) months prior to the date of the Trustee's Sale and the subject hereof and were alive on the date of such sale.
- At the instructions and on behalf of the holder of the debt or its agent, notice of acceleration of indebtedness and Trustee's Sale was served on every debtor obligated on the debt, by certified and regular mail at least thirty (30) days prior to the date therein specified for sale at the last known address of each such debtor according to the records of the holder of the debt.
- At the instructions and on behalf of the holder of the debt or its agent, Notice of Trustee's Sale was filed with the Chancery Clerk in the county or counties in which the subject property is situated and copies thereof posted at said courthouse(s) as required by law and in the manner specified by ordinance or custom."

FURTHER AFFIANT SAYETH NAUGHT.

NORMA A. MARTINEZ

Notary Public, State of Texas

n Emi **NOVEMBER 16, 2005**

STATE OF **TEXAS** COUNTY OF DA LLAS

Sworn to and subscribed before me, the undersigned Notary Public, on this day personally appeared Rita R. Wilson, who is the Legal Assistant and duly authorized agent of Butler & Hosch, P.A., on behalf of said law firm, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration therein expressed. Given under my hand and seal of office this 7th day of July, 2005

Notary Public for the State of To

Printed Name of Notary Public

My Commission Expires: _

BH # 224601/457

Current Borrower: Client Loan Number: 52279047 224601 VA/FHA/PMI Number: 2813072293703

Property Address:

7349 Dunbarton Drive, Horn Lake, MS 38637

MEMORANDUM OF SALE

The undersigned Substitute Trustee (hereinafter "Trustee") hereby appoints _ MOSNART ADSON _, to serve as auctioneer for the purpose of conducting the foreclosure sale more particularly described below. This appointment is subject to completion of a satisfactory title examination (including a search for Federal Liens) and the performance of all duties in conformity with Trustee's instructions. All third party bids are subject to confirmation by Trustee prior to sale. Right is reserved by Trustee to reject any bid or to withdraw the property from auction prior to final sale. All sales are subject to review and confirmation by the Trustee, prior to conveyance. The undersigned Trustee reserves the right to reject any bid and to decline to convey the subject property due to mistake (including but not limited to an error in the bid amount), inadequacy of funds, title defects or lack of notice to the IRS, or for any other reasonable cause. If Trustee elects to reject a bid, the funds tendered by the successful bidder will be promptly returned, and the property will be re-advertised for sale at a subsequent date.

Upon confirmation by the Trustee, Trustee will convey only such title as is vested in him. No representations are made concerning title to the subject property of the fitness or merchantability of the same. It is the purchaser's sole responsibility to examine and investigate the title to the property and any related issues, and it shall be the purchaser's responsibility to resolve any issues relating to other liens, taxes or other title problems or issues affecting the subject property. The property will be conveyed without warranty of any kind, it being understood that the property is being sold "as is". The form of conveyance will be that of a Substituted Trustee's Deed, which is in the nature of quitclaim deed.

WITNESS MY SIGNATURE, on this 5th day of July, 2005.

| | Cole D Patton, Substitute Trustee Butler & Hosch, P.A. 13800 Montfort Drive, Suite 155 Dallas, Texas 75240 Telephone No.:(972) 233-2500 | |
|--|--|--|
| RESULTS OF SALE: | | |
| DEED OF TRUST FORECLOSED: | BOOK 1927 PAGE 346 | |
| DATE & TIME OF SALE: | July 7, 2005, AT 2:21 A.M.P.M | |
| AMOUNT OF HIGHEST BID: | s 108,995.68 | |
| CONVEY TO: | Conting wood Home LUANS, IK. | |
| | | |
| | PHONE: | |
| and conditions of sale set forth above, a | d having read the terms of the auctioneer's appointment and further acknowledge that all bids are subject to vance, and the sale may be set aside by the Trustee and the | |
| funds tendered returned to the bidder, if | f these conditions are not satisfied. | |
| WITNESS OUR SIGNATURE | is, on this, day of, | |
| 20 <u>05</u> | | |
| AUCHOPISER Printed Name: JUSTON JULYNSU | WITNESS Printed Name: 2:// Garrett | |
| HIGHEST BIDDER | WITNESS | |

WITNESS

Printed Name:

B&H 224601 / 904

Printed Name: ____